

#8 Terminal
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Burtley
8/6/02

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SHOCKEY, et al. Atty. Docket No.: 60501-302801
Application No.: 09/544,357 Group Art No.: 3641
Filed: April 6, 2000 Examiner: S. Johnson
For: PENETRATION-AND-FIRE RESISTANT FABRIC MATERIALS
AND STRUCTURES

Hon. Commissioner For Patents
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PATENTING REJECTION OVER A PENDING SECOND APPLICATION
(37 CFR 1.321(a))**

The owner, SRI International Offices, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Application No. 09/325,596, filed on June 2, 1999. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the hereinabove-referenced U.S. patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.



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The undersigned is an attorney of record.

The terminal disclaimer fee (\$110) under 37 CFR 1.20(d) is enclosed. The Commissioner is hereby authorized to credit any overpayments or charge any fee deficiencies to deposit account 02-3964.

Respectfully submitted,

Dated: March 13, 2002

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on March 13, 2002 by Sharyl Brown
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